### West Central Region GRCRS Package Cover Sheet

Site Name	Former	Spur S	station # 2370
Site Address	820	8 Th 57	: South
BRRTS # <u>0</u> 3	-72-0	01029	Date of Closure Decision
NR 726.05(2)(a	m) and <b>726.0</b>	<b>5(3)</b> (a)4. requ	ire the following in order:
1 Most	recent Warra	nty Deed, inc	luding legal description
2 Certi	fied Survey M	Iap or recorde	ed Plat Map (if referenced in legal description)
3.			County Parcel I.D. Number, if used
4. <b>V</b> Regio	onal location i	map	
5. V Detai	led site map(s	5)	
6. Lates	t table(s) of a	nalytical resul	lts ( <b>No</b> shading allowed)
7 Isoco	ncentrations r	nap(s) <b>if avai</b>	lable from site investigation
8. Geold	gic cross sec	tions <b>if availa</b>	ble from site investigation
9States	nent signed b	y the RP that	legal description is complete and accurate
			ent? (If yes, include a copy of letter(s) sent roperty owners)
'n			present? (If yes, include a copy of agency responsible for maintenance of
Project manager	s should also	include:	
Closure le	etter(s)		
5345	532		GPS x-coordinate
4344	94		GPS y-coordinate
Groundw	ater flow map	o(s)	
Latest ma	p(s) showing	extent of plur	ne

Document Number

**GROUNDWATER USE RESTRICTION** 

### Declaration of Restrictions

In Re: Lot 75 and 77, East Side Assessor's Plat No. 42, City of Wisconsin Rapids, Wood County, Wisconsin and commencing at a point 30 feet South and 30 feet West of the Northeast corner of the SE 1/4 of the SW 1/4 of Section 17, Township 22 North, Range 6 East, Wood County, Wisconsin, being the point of intersection of the West line of 8th Street with the South line of Chestnut Street; thence South along the West line of 8th Street, 198.7 feet to the North line of Lee Street; thence West along the North line of Lee Street, 120 feet; thence North and parallel to the West line of 8th Street, 96.75 feet; thence East and parallel to the South line of Chestnut Street, 20 feet; thence North and parallel to the West line of 8th Street, 102.42 feet; thence East along the South line of Chestnut Street, 100 feet to the point of beginning, being parts of Lots 1, 2, 3 and 4 in the Subdivision of said SE 1/4 of the SW 1/4 of Section 17, Township 22 North, Range 6 East, according to Sargents Plat of the City of Grand Rapids, now Wisconsin Rapids, Wood County, Wisconsin. Now known as Lot 76 of East Side Assessor's Plat No. 42, City of Wisconsin Rapids, Wood County, Wisconsin.

) SS

879968

REGISTER OF DEEDS WOOD COUNTY RECORDED ON

06-07-2001 12:53 PM

REGISTER OF DEEDS

REC. FEE 14.00 TRAN. FEE: PAGES:

3

Recording Area K1000 D Cenus

Name and Return Address

Murphy Oil USA, Inc. 200 Peach St. El Dorado, AR

71731-7000

STATE OF WISCONSIN

**COUNTY OF WOOD** 

Parcel Identification Number (PIN)

WHEREAS, Keith Hoogland Limited Partnership is the owner of the above-described property.

WHEREAS, one or more petroleum-contaminant discharges have occurred at this property. Petroleumcontaminated groundwater above NR 140 enforcement standards existed on this property at the following location(s) on the following date(s): Monitoring well MW-4 contained 35.0  $\mu$ g/l benzene and 65.5  $\mu$ g/l methyltert-butyl-ether (MTBE) on May 18, 1999. Piezometer PZ-1 contained 27.9 µg/l benzene on January 14, 1999, and 3,520  $\mu$ g/l tetrachloroethylene on September 27, 1999. See the attached map showing monitoring well locations.

WHEREAS, it is the desire and intention of the property owner to impose on the property restrictions which will make it unnecessary to conduct further groundwater or soil remediation activities on the property at the present time

WHEREAS, natural attenuation has been approved by the Department of Natural Resources to remediate groundwater contamination exceeding NR 140 groundwater standards within the boundaries of this property.

WHEREAS, construction of wells where the water quality does not comply with drinking water standards in NR 809 is restricted by NR 811 and NR 812, Wis. Adm. Code. Special well construction standards or water treatment requirements, or both, or well construction prohibitions may apply

NOW THEREFORE, the owner hereby declares that all of the property described above is held and shall be held, conveyed or encumbered, leased, rented, used, occupied and improved subject to the following limitation and restrictions:

Anyone who proposes to construct or reconstruct a well on this property is required to contact the Department of Natural Resources' Bureau of Drinking Water and Groundwater, or its successor, to determine what specific prohibitions or requirements are applicable prior to constructing or reconstructing a well on this property. No well may be constructed or reconstructed on this property unless applicable requirements are met.

If construction is proposed on this property that will require dewatering, or if groundwater is to be otherwise extracted from this property, while this groundwater use restriction is in effect, the groundwater shall be sampled and analyzed for contaminants that were previously detected on the property and any extracted groundwater shall be managed in compliance with applicable statutes and rules.

This restriction is hereby declared to be a covenant running with the land and shall be fully binding upon all persons acquiring the above-described property whether by descent, devise, purchase or otherwise. This restriction benefits and is enforceable by, the Wisconsin Department of Natural Resources, its successors and assigns. The Department, its successors or assigns, may initiate proceedings at law or in equity against any person or persons who violate or are proposing to violate this covenant, to prevent the proposed violation or to recover damages for such violation.

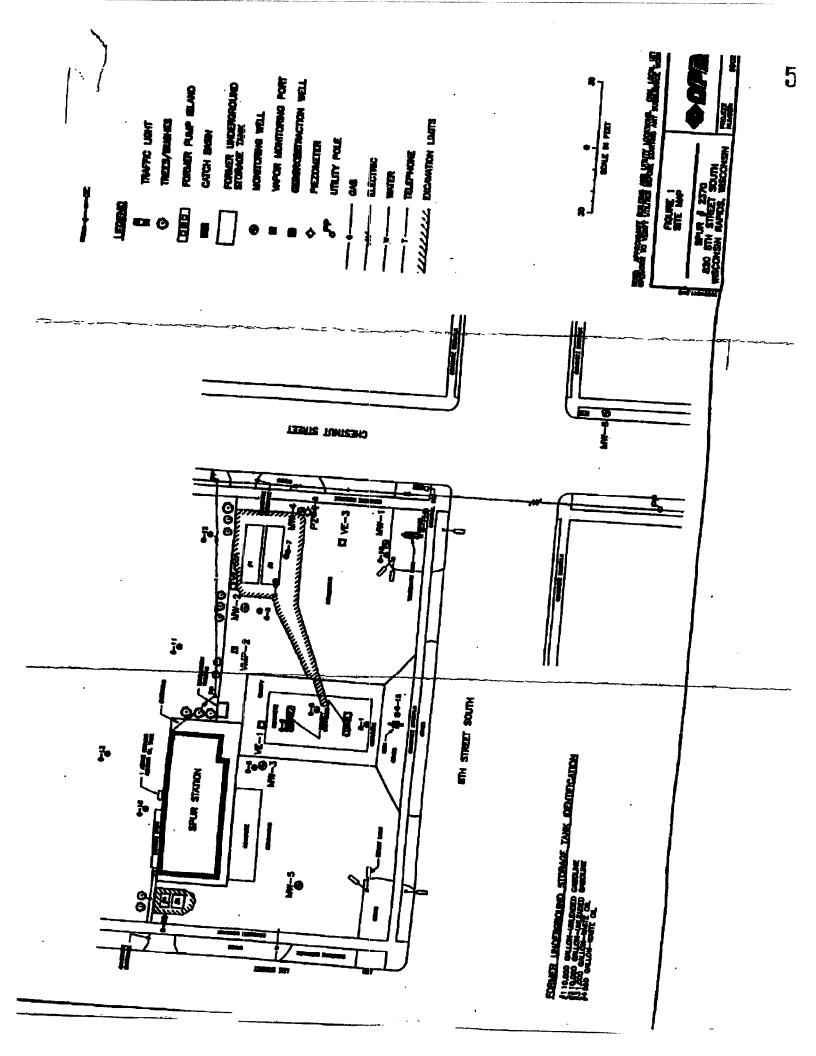
Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Natural Resources or its successor issue a determination that one or more of the restrictions set forth in this covenant is no longer required. Upon the receipt of such a request, the Wisconsin Department of Natural Resources shall determine whether or not the restrictions contained herein can be extinguished. If the Department determines that the restrictions can be extinguished, an affidavit, attached to a copy of the Department's written determination, may be recorded to give notice that this deed restriction, or portions of this deed restriction, are no longer binding.

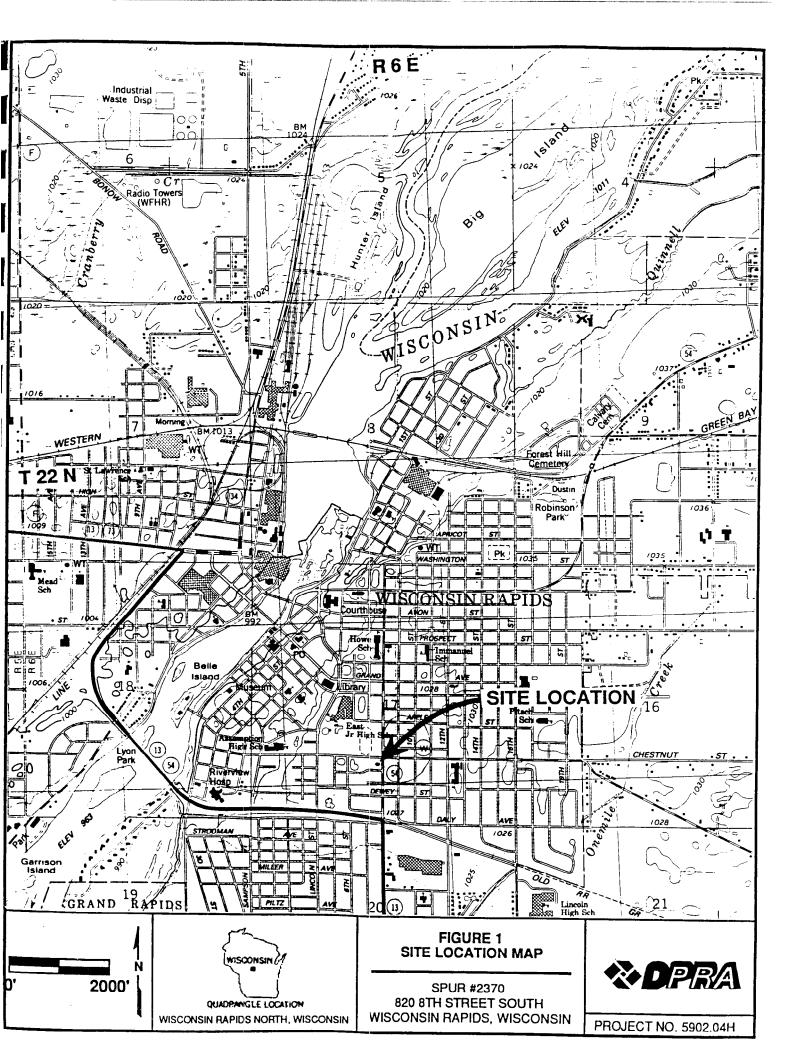
deed restriction, are no longer binding.	
By signing this document, K.A. Hocyland behalf of Kieth Hoogland Limited Partnership.	asserts that he is duly authorized to sign this document on
IN WITNESS WHEREOF, the owner of the pr	operty has executed this Declaration of Restrictions, this
Signature: KA Hoveland	
Printed Name: KA Hoog and	
Title: President	<del></del>
Subscribed and sworn to before me	OFFICIAL SEAL BRENDA M. SCOTT

NOTARY PUBLIC, STATE OF ILLINOIS

Notary Public, State of The My commission April 21, 2003

This document was drafted by DPRA Incorporated.





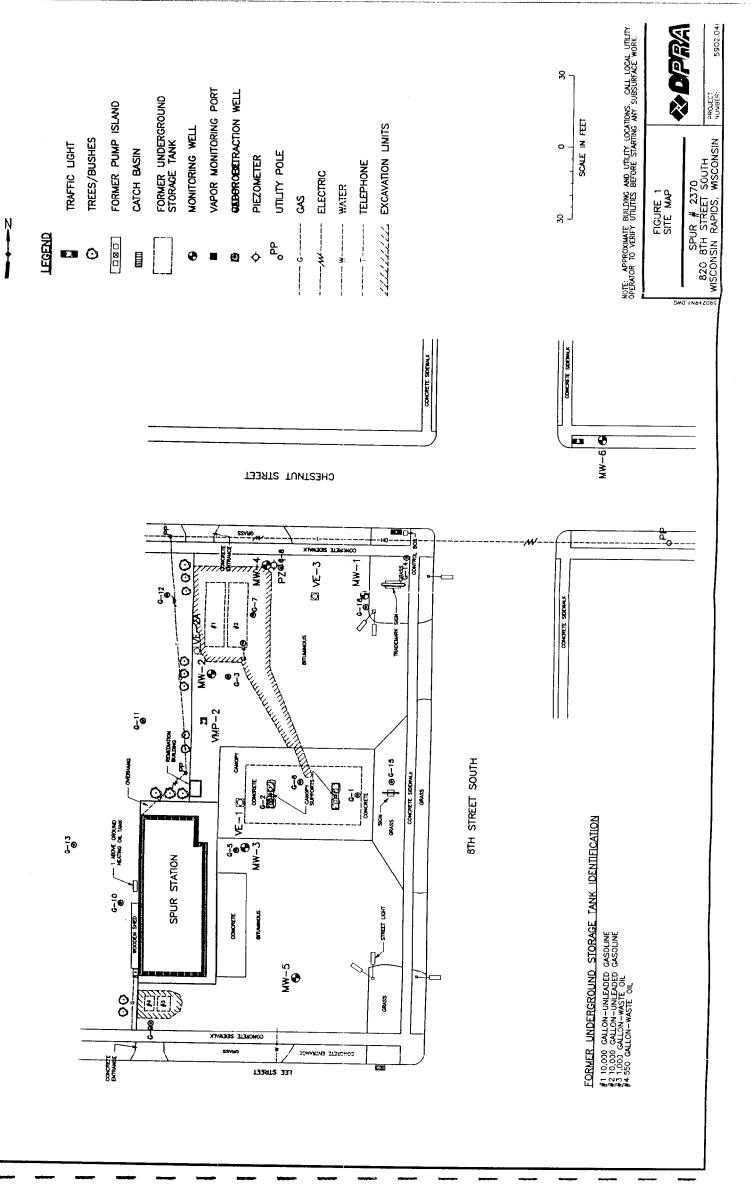


Table 2

AQUEOUS ANALYTICAL RESULTS - MONITORING WELLS
PVOC, Napthalene, TCE, PCE, GRO, DRO, Lead

Former Spur 2370 820 8th Street South Wisconsin Rapids, Wisconsin DPRA #5902.04H

						0902.0411							
∉\$ Well I.D	Date Sampled	5 Benzene μg/l	7.00 Ethyl- benzene μg/l	τ <sub>ρ</sub> στ Toluene μ <b>g/l</b>	υζ, ντο Total Xylenes μg/l	<i>⊌ 0</i> ΜΤΒΕ μ <b>g/</b> Ι	Ч \$0 ТМВ µ <b>g/</b> I	40 Naph- thalene μg/l	5 Tetra- chloro- ethylene µg/l	5 Tri- chloro- ethylene μg/l	GRO μ <b>g/</b> Ι	DRO μg/l	/ 5 Dissolved Lead µg/l
MW-1	04/27/94	98.3	6.8	ND	11.9	ND	8.9	7.5	ND		282		9.59(2)
	07/20/94	21.8	ND	ND	ND	ND	2.0	5.3	0.6		69.0		
	10/21/94	310	8.74	ND	25.93	ND	20.8	9.89	ND		1,060		
	01/11/95	158	15.8	35.4	62.3	ND	29.1	15.9	0.7	***	709		***
	01/11/95(1)	190	18.6	41.8	66.6	ND	31.6	16.8	0.9		578		
	02/21/95	27.2	ND	ND	2.0	ND	ND	ND			55.5		
	04/18/95	0.399	ND	ND	ND	ND	ND	ND	ND		ND		***
	07/25/95	38.6	1.4	ND	6.7	ND	1.9	5.6	ND		112		ND
	07/25/95 <sup>(1)</sup>	32.0	1.4	ND	10.3	ND	1.3		***		106		
	10/16/95	1,110	227	1,370	763	40.3	271.4	93.8			5,240		
	01/29/96		***							***			
	05/21/96	75.8	62.0	ND	114.4	ND	102	37.3			1,310		
	07/17/96	33.5	20.7	ND	33.2	ND	45.4	11.7			379		
	10/18/96	479	209	920	1,482	ND	484.3	123		***	4,290		
	01/16/97	72.3	41.1	ND	69.8	ND	91.8	32.6			566		
	01/16/97(1)	84.5	55.5	ND	86.7	ND	148.0		***		307		
	04/15/97	28.4	19.0	ND	34.2	3.2	58.5	18.2	•••		263		
	04/15/97(1)	35.7	23.5	ND	41.63	4.44	68.8				326		
	10/28/97	80.9	64.4	131	268	ND	164	75.0			1,450		
	01/15/98	1.05	ND	ND	90.17	ND	1.51	22.0			289		
	04/30/98	ND	ND	ND	ND	ND	ND	ND			ND		
	07/08/98	ND	ND	ND	ND	ND	ND				ND		

Table 2

## AQUEOUS ANALYTICAL RESULTS - MONITORING WELLS PVOC, Napthalene, TCE, PCE, GRO, DRO, Lead

(continued)
Former Spur 2370
820 8th Street South
Wisconsin Rapids, Wisconsin
DPRA #5902.04H

ES		5	700	1,00	10,100	ć c	78°C	40	<i>5</i>	5			15
Well I.D	Date Sampled	Benzene µ <b>g/l</b>	Ethyl- benzene _µg/l	Toluene μg/l	Total Xylenes µg/l	MTBE μg/l	ΤΜΒ μ <b>g/</b> Ι	Naph- thalene µg/l	Tetra- chloro- ethylene <u>µg/l</u>	Tri- chloro- ethylene µg/l	GRO μ <b>g/l</b>	DRO μ <b>g/l</b>	Dissolved Lead µg/l
MW-1	10/07/98	ND	ND	ND	ND	ND	ND		ND		ND		
	05/18/99	ND	16.4	4.42	117.67	ND	4.704	14.0	2.04	ND	375	255	
	07/27/99	0.206	ND	ND	1.213	ND	1.27	1.02	0.859	0.253	ND	173	
MW-2	04/27/94	324	ND	ND	10	ND	ND	ND	7.3		491		4.7 <sup>(2)</sup>
	07/20/94	ND	ND	ND	ND	ND	ND	ND	3.8		ND		
	07/20/94(1)	ND	ND	ND	ND	ND	ND	ND	3.7		ND		
	10/21/94	ND	ND	ND	ND	ND	ND	1.24	ND		ND		
	01/11/95	ND	ND	ND	ND	ND	ND	ND	1.7		ND		
	04/18/95	ND	ND	ND	ND	ND	ND	ND	2.62		ND		
	04/18/95(1)	ND	ND	ND	ND	ND	ND				ND		
	07/25/95	ND	ND	ND	ND	ND	ND	ND	0.6		ND		ND
	10/16/95	ND	ND	ND	ND	ND	ND		0.715		ND		
	01/29/96	ND	ND	ND	ND	ND	ND		1.05		ND		
	05/21/96	ND	ND	ND	ND	ND	ND	-+-	1.13	***	ND		
	05/21/96 <sup>(1)</sup>	ND	ND	ND	ND	ND	ND				ND		
	07/17/96	ND	ND	ND	ND	ND	ND			***	ND		
	10/18/96	12.8	ND	ND	17.5	ND	ND				125		

Table 2

# AQUEOUS ANALYTICAL RESULTS - MONITORING WELLS PVOC, Napthalene, TCE, PCE, GRO, DRO, Lead

(continued)
Former Spur 2370
820 8th Street South
Wisconsin Rapids, Wisconsin
DPRA #5902.04H

ES		<i>5</i> ~	700	1,172	16,627			40	5-	5			15
Well I.D	Date Sampled	Benzene μg/l	Ethyl- benzene µg/l	Toluene μg/l	Total Xylenes µg/l	ن د: ΜΤΒΕ μ <b>g/</b> Ι	78° ΤΜΒ μg/l	Naph- thalene µg/l	Tetra- chloro- ethylene µg/l	Tri- chloro- ethylene µg/l	GRO μg/l	DRO μg/l	Dissolved Lead µg/l
	01/16/97			***									
MW-2	04/15/97	ND	ND	ND	ND	ND	ND				ND		
	8/13/97	ND	ND	ND	ND	4.43	ND				ND		
	10/28/97	ND	ND	ND	ND	ND	ND				ND		
	01/15/98	ND	ND	ND	ND	ND	ND				ND		
	04/30/98	ND	ND	ND	ND	ND	ND				ND		
	07/08/98	ND	ND	ND	ND	ND	ND				ND		
	10/07/98	ND	ND	ND	ND	ND	ND		2.27		ND		***
	05/18/99	ND	ND	ND	ND	ND	ND	ND	1.56	ND	ND	100	
	07/27/99	ND	ND	ND	ND	ND	ND	ND	0.427	ND	ND	ND	
MW-3	04/27/94	ND	227	822	2,693	ND	1,230	164	ND		9,710		6.9(2)
	04/27/94(1)	ND	89.4	258	968	ND	502	69.8	ND		10,400	***	5.02(2)
	07/20/94	18.5	ND	1,410	4,000	ND	1,315	259	ND		8,860		
	10/21/94	ND	183	914	2,035	ND	516.3	135	ND		6,350		
	10/21/94(1)	ND	105	511	988	ND	301.6	66.5	ND		7,980		
	01/11/95	ND	33.7	116	277	ND	206.4	23.0			1.080		
	04/18/95	ND	1.20	3.30	6.68	ND	2.44	1.37			56.4		

Table 2

#### AQUEOUS ANALYTICAL RESULTS - MONITORING WELLS PVOC, Napthalene, TCE, PCE, GRO, DRO, Lead

ES

10/07/98<sup>(1)</sup>

ND

1.70

1.13

12.16

ND

2.71

---

---

ND

---

---

---

(continued) Former Spur 2370 820 8th Street South Wisconsin Rapids, Wisconsin DPRA #5902.04H

5 700 1,000 10,000 486 3 46 5-40 15 Tetra-Tri-Ethyl-Total Naphchioro-Dissolved chloro-Date Benzene benzene Toluene **Xylenes** MTBE **TMB** thalene ethylene ethylene GRO DRO Lead Well I.D Sampled μ**g/I** μ**q/**[  $\mu \mathbf{g}/\mathbf{I}$  $\mu g/I$  $\mu q/l$  $\mu g/I$  $\mu g/I$ μ**g/I** μ**g/l**  $\mu \mathbf{q}/\mathbf{l}$  $\mu g/I$ μ**g/**l 07/25/95 ND 21.6 123 192.5 ND 44.3 ND 8.0 ---1,140 41.8 10/16/95 ND 76.2 333 693 ND 130.7 ND 1,060 75.5 ------MW-3 01/29/96 2.81 215 636 1711 ND 516 4,990 ---192 05/21/96 ND 484 1,624 ND 476.2 4,900 ---------07/17/96 ND 89.3 235 716 ND 241 1,980 ---------10/18/96 199 ND 323 1,494 ND 471.1 128 3,750 5.07 ---------01/16/97 ND 3.0 2.3 19.8 5.0 ND ND ND 2.1 04/15/97 ND 4.31 6.83 36.53 ND 11.37 1.71 72.4 7.83 8/13/97 ND ND ND 2.52 ND ND ND ND ------------10/28/97 ND 42.0 49.8 315.7 ND 104.6 24.5 1,030 ND 10/28/97<sup>(1)</sup> ND 72.4 87.0 531 ND 183.1 1,280 ---------------01/15/98 ND 1.87 2.08 ND 16.84 3.74 ND 62.1 ------------01/15/98(1) ND 3.79 4.52 33.9 ND 10.00 94.5 ------04/30/98 ND ND ND 2.93 ND 2.61 ND ND ---04/30/98(1) ND 2.23 2.00 22.86 25.22 ND 166 ------07/08/98 ND ND ND 1.93 ND ND ND 10/07/98 ND 171 118 379.0 1,196 ND ND 2,500 ---------

Table 2

#### **AQUEOUS ANALYTICAL RESULTS - MONITORING WELLS** PVOC, Napthalene, TCE, PCE, GRO, DRO, Lead

(continued) Former Spur 2370 820 8th Street South Wisconsin Rapids, Wisconsin DPRA #5902.04H

ES

E S		5'	700	1, 127	15,077	46	186	10	5	5			15
Well I.D	Date Sampled	Benzene μg/l	Ethyl- benzene µg/l	Toluene	Total Xylenes µg/l	MTBE μg/l	TMB μ <b>g/l</b>	Naph- thalene µg/l	Tetra- chloro- ethylene <u>µg/l</u>	Trl- chloro- ethylene µg/l	GRO μg/l	DRO μg/l	Dissolved Lead µg/l
	05/18/99	ND	0.954	ND	4.96	ND	0.905	ND	ND	ND	ND	335	
	07/27/99	ND	26.2	9.54	253.8	ND	70.7	12.7	ND	0.721	606	527	
MW-4	05/21/96	1,240	115	603	424	ND	114	ND	ND		3,280		ND
	07/17/96	289	51.2	1.1	59.7	20.8	79.9				1,290		
	07/17/96(1)	284	53.5	ND	54.7	ND	72.2				1,000	•**-	
	10/18/96	3,200	259	1,230	765	ND	345.5				7,970		
	01/16/97	2.830	280	536	496	ND	317.4		W-77-00		5,630		
	04/15/97	452	22.3	57.0	81.7	ND	22.59				835		
	08/13/97	549	36.0	ND	32.1	ND	37.8				1,260		
	08/13/97(1)	648	45.3	ND	41.2	ND	46.4				1,520		
	10/28/97	1,560	267	493	481	356	273.9	***	•••		4,450	***	
	01/15/98	143	19.7	4.26	99.0	ND	81.2				909		
	04/30/98	17.2	14.9	ND	53.42	ND	61.0				387		
	07/08/98 07/08/98 <sup>(1)</sup>	6.27 6.36	4.66 3.76	ND ND	6.47 7.45	ND ND	12.64 13.79				113 122		
	10/07/98	109	ND	ND	ND	897	ND		3.37		473		
	01/14/99	2.49	ND	ND	ND	5.36	ND	1.10	1.28	0.78			
	05/18/99	35.0	7.32	ND	31.34	65.5	8.83	5.94	8.40	ND	386	303	

Table 2

# AQUEOUS ANALYTICAL RESULTS - MONITORING WELLS PVOC, Napthalene, TCE, PCE, GRO, DRO, Lead

(continued)
Former Spur 2370
820 8th Street South
Wisconsin Rapids, Wisconsin
DPRA # 5902.04H

E	5	

ر ی	Date Sampled	5.	700	Toluene µg/l	16,020	ζ ζ MTBE μg/l	ن/ \$ د TMB بر <b>g/</b> I	νις Naph- thalene μg/l	5	5"			,
Well I.D		Benzene μg/l	Eihyl- benzene µg/l		Total <b>Xylenes</b> µg/l				Tetra- chloro- ethylene µg/l	Tri- chloro- ethylene µg/l	GRO μ <b>g/</b> l	DRO μg/l	/ 5 Dissolved Lead μg/l
	07/27/99	2.38	ND	. ND	ND	10.8	ND	ND	ND	ND	99.4	254	
	07/27/99(1)	11.6	ND	ND	1.74	50.8	ND				77.6	***	
MW-5	05/21/96	ND	ND	ND	ND	ND	ND	ND	ND		ND		ND
	07/17/96	ND	ND	ND	ND	ND	ND				ND		
	10/18/96	ND	ND	ND	ND	ND	ND				ND		
	01/16/97	ND	ND	ND	ND	ND	ND				ND		
	04/15/97	ND	ND	ND	ND	ND	ND				ND		
	08/13/97	ND	ND	ND	ND	ND	ND				ND		
	01/28/97	ND	ND	ND	ND	ND	ND				ND		***
	01/15/98	ND	ND	ND	ND	ND	ND				ND	•••	
	04/30/98	ND	ND	ND	ND	ND	ND				ND		
	07/08/98	ND	ND	ND	ND	ND	ND				ND		
	07/27/99	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND		
MW-6	05/20/98	168	331	3,430	3,146	ND	1,316	215	ND				ND
	07/08/98	6.76	7:87	74.0	69.0	3.75	15.7	3.79	6.16				ND

Table 2

#### AQUEOUS ANALYTICAL RESULTS - MONITORING WELLS PVOC, Napthalene, TCE, PCE, GRO, DRO, Lead

(continued) Former Spur 2370 820 8th Street South Wisconsin Rapids, Wisconsin

DPRA #5902.04H

5-

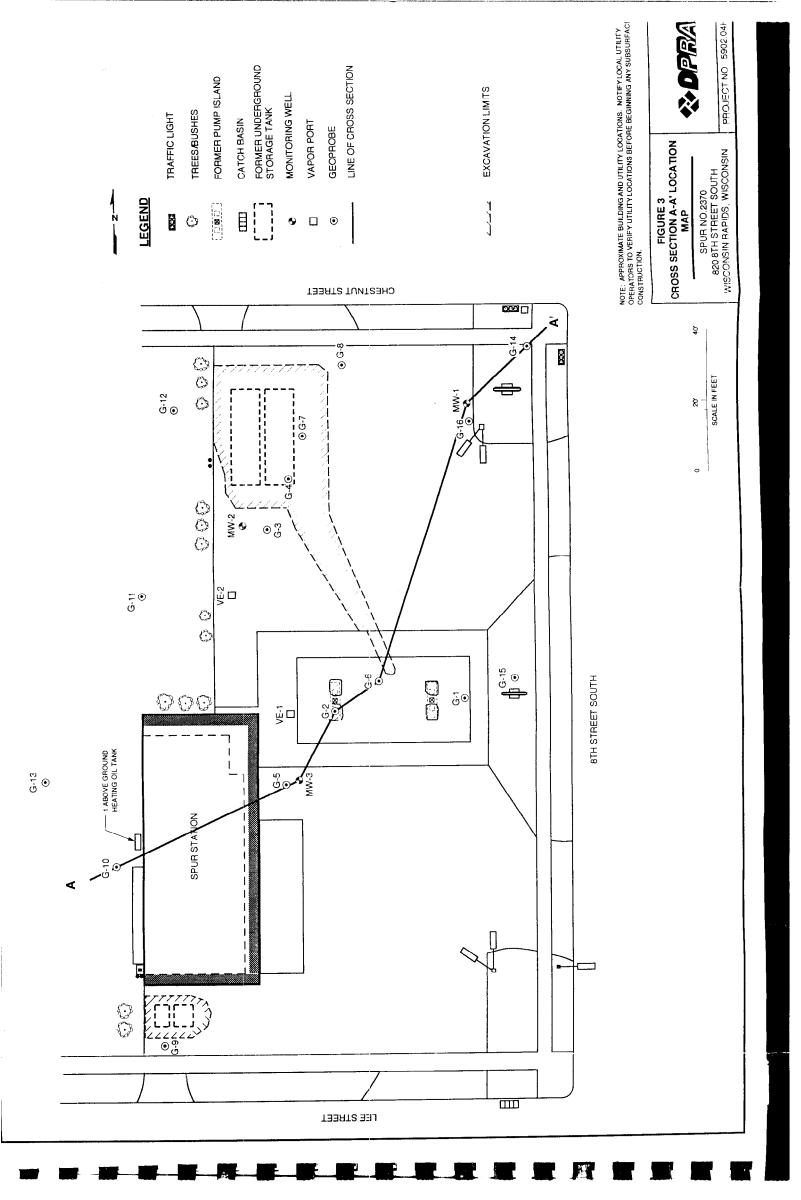
Tri-

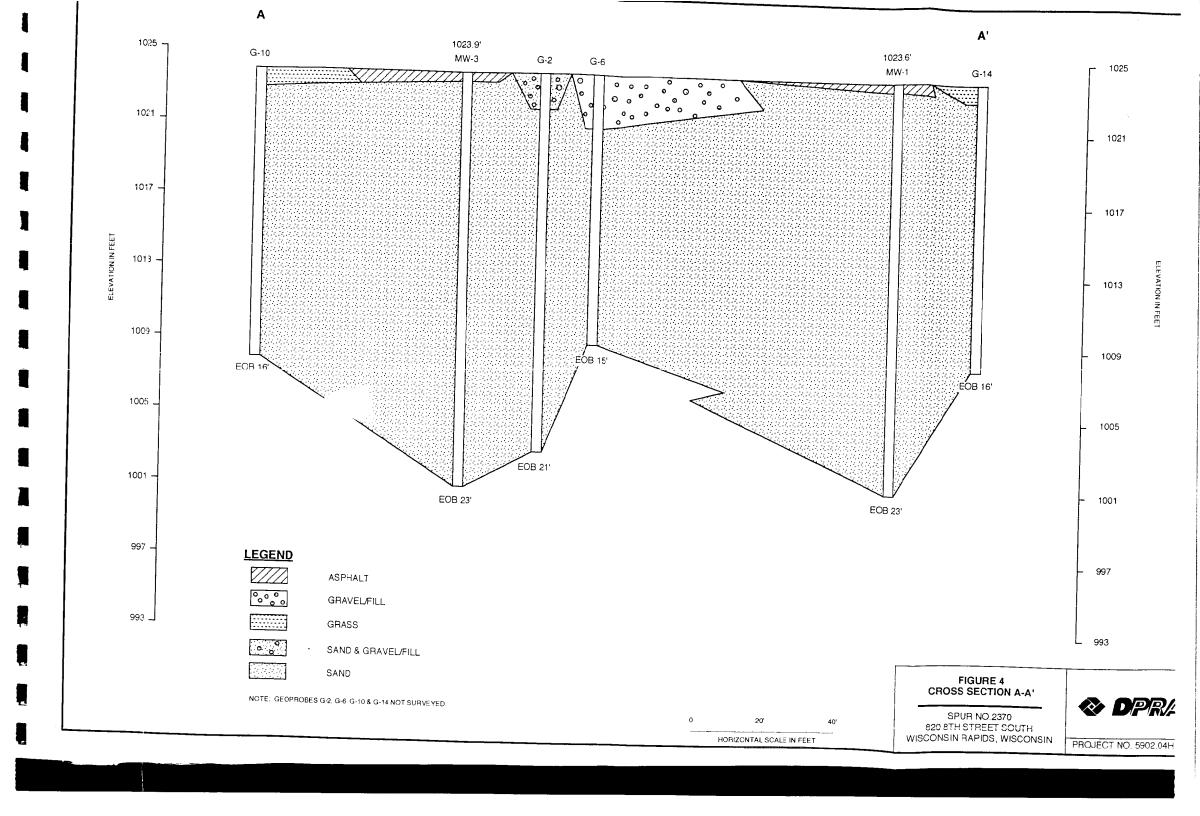
Tetra-

15

ES. 5 700° 1,622 10,027 40 450 40 5-

Ethyl-Total Naphchlorochloro-Dissolved Date Benzene benzene Toluene **Xylenes** MTBE TMB ethylene **GRO** DRO thalene ethylene Lead Well I.D Sampled  $\mu g/I$ μ**g/l**  $\mu \mathbf{q}/\mathbf{l}$  $\mu$ g/l μ**g/**Ι μ**g/**l  $\mu \mathbf{g}/\mathbf{I}$  $\mu g/I$  $\mu \mathbf{q}/\mathbf{l}$ μ**g/**[  $\mu g/I$ μq/l 10/07/98 7.80 6.22 80.7 50.8 27.5 15.65 2.54 2.88 ---203 01/14/99 651 1,630 14,900 13,760 ND 6,290 1,560 ND ND ---------01/14/99(1) 1,230 2,150 24,600 18,790 773 7,310 ---73,200 ------05/18/99 ND 185 564 793 ND 451 ND ND 12,300 ND 25,000 ---07/27/99 170 672 3,920 3,426 ND 2,203 71.3 ND ND 20,600 9,070 ---PZ-1 04/30/98 11.9 36.1 ND 5.80 ND 4.36 5.18 2,360 ND---ND ---07/08/98 ND ND ND ND ND ND ND 1,550 ND ---10/07/98 29.4 ND ND 31.2 NDND 19.3 1,770 492 ------01/14/99 27.9 15.0 1.14 1.68 4.08 1.58 15.2 2,760 18.6 ---------ND 05/18/99 ND ND ND ND ND 0.777 2,860 ND 923 201 5, 1, 7 2 7/2 05/18/99(1) 5.61 ND ND ND 5.68 ND 774 ------07/27/99 ND ND ND ND ND ND ND 3,520 ND 831 229 Field 04/27/94 ND ND ND 1.8 ND ND ND ND ND ---Blank 07/20/94 ND ND ND 1.5 ND ND ND ND ND ---10/21/94 ND ND ND ND ND ND ND ------01/11/95 ND ND ND ND ND ND ND ---------02/21/95\* ND ND ND ND ND ND ND ------------







#### State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor George E. Meyer, Secretary Scott A. Humrickhouse, Regional Director

Wisconsin Rapids Office 473 Griffith Avenue Wisconsin Rapids, Wisconsin 54494-7859 Telephone 715-421-7800 FAX 715-421-7830

April 19, 2000

BRRTS #03-72-001029

Mr. C.L. Russell Murphy Oil USA, Inc. 200 Peach Street El Dorado, AR 71730

hy Oil USA, Inc.
Peach Street

orado, AR 71730

SUBJECT: Conditional Closure, Former Spur Store #2370, 820 Eighth Street, Wisconsin Rapids, Wisconsin.

Dear Mr. Russsell:

On April 13, 2000, the above named site was reviewed by the Wisconsin Department of Natural Resources (DNR) westcentral region closeout committee for a determination as to whether or not the case qualified for close out under Wis. Adm. Code (WAC) ch. NR 726. The pre and post-remediation groundwater samples indicate WAC ch. 140 groundwater quality enforcement standard (ES) exceedence for benzene (at MW-4 & PZ-1), MTBE (at MW-4) and tetrachloroethylene (at PZ-1) is present in the groundwater at the site. Also, no post remediation soil samples were ever collected to confirm that no residual soil contamination remains at this site. However, based on the investigative and remediation documentation provided to the Department, it appears that the extent of the petroleum-related contamination at the above-named site has been investigated and remediated to the extent practicable, the location of any potential residual petroleum-related soil contamination does not pose a threat to direct contact under current site conditions, and that natural attenuation will be effective in reducing the mass of petroleum-related residual contamination at this site. Therefore, the Department considers the case "closed," having determined pursuant to WAC NR 726, that no further action is necessary on the site at this time, providing the following two conditions are met.

The first condition of the closeout for this case is that the current property owner is required to sign and record a groundwater use restriction describing the type, location, and extent of the residual groundwater contamination, on the deed for the property and requiring that Department (or successor agency) approval must be obtained before any water supply wells are installed on the property. The deed restriction document must be



submitted to the Department for approval within 30 days after receipt of this letter, and the deed documents must be registered with the County Register of Deeds fifteen days after receiving Department approval of the draft deed restriction. To document that this condition has been complied with, the property owner must submit to the Department a copy of the recorded deed restriction, with the recording information stamped on it, within 15 days after the County Register of Deeds returns the deed restriction to the property owner. The deed restriction may be amended in the future with the approval of Department if conditions change at the site such that the residual contamination is completely remediated (if deemed necessary).

The second condition of the closeout of this case is the proper abandonment of the monitoring wells and remediation system currently at the site (pursuant of WAC NR 141). However, because some of the monitoring wells installed as part of investigation at this site may be useful as part of the site investigation associated with the Colonial Standard site (particularly monitoring wells MW-1, MW-4, MW-6 and PZ-1), the Department is requesting that you please contact the owner of the Colonial Standard Site (Mr. Kevin Hutchausen; 715/421-5112) or his consultant, Carl Ham at REI (715/675-9784), and offer them the opportunity of assuming ownership of any of these monitoring wells for use in their site investigation and cleanup. Documents regarding well abandonment (Form 3300-5B) and/or a letter indicating that ownership of select monitoring wells has been transferred to the Colonial Standard site should be forwarded to me at the WDNR Wisconsin Rapids office.

In addition, please note that if any residual contaminated soil is excavated in the future, it may be considered solid waste and will need to be handled and disposed in accordance with applicable statutes and rules.

If you have additional relevant information which was not formerly provided to the Department, and which you feel would significantly impact the Department's closure decision, you may submit that information for our re-evaluation of case closure.

You should note that this letter does not constitute Department "certification" under s. 292.15(2)(a)3, Stats., as created by 1993 Wisconsin Act 453 (May 12, 1994). Also, in 1997 Wisconsin Act 27, the legislature amended s. 292.15, Wis. Stats., creating the new "Voluntary Party Remediation and Exemption from Liability" statute. This statute provides liability protection for persons who did not intentionally or recklessly cause the release of a hazardous substance and who conducts an environmental investigation and cleans up property by restoring the environment to the extent practicable and in accordance with rules promulgated by the Department. Upon completion of the

April 18, 2000 Mr. C.L. Russell - Murphy Oil USA, Inc. Page 3 BRRTS #03-72-001029

cleanup, the person receives a "certificate of completion" that provides an exemption from the "Hazardous Substance Spills" statute and protection from future liability for the past releases. You must apply for the program by filling out an application form and fees are charged to cover administrative costs associated with the program. If you are interested in more information about the program or would like an application package, please call Loren Brumberg at the West Central Region Office in Eau Claire at 715-839-3770.

Once the deed restriction and the monitoring well abandonment forms and/or letter to transfer ownership of the selected monitoring wells have been properly submitted to this office we will issue the final closure letter for this site.

Thank you for your efforts to cleanup Wisconsin's environment. If you should have any questions regarding this letter please contact me at (715) 421-7850.

Sincerely,

Tom Hvizdak Hydrogeologist

1-7+M

c: Robert Wahlstrom, DPRA, E-1500 First National Bank Bldg., St. Paul, MN Kevin Hutchausen, Colonial Standard, 811 Chestnut St., Wisconsin Rapids, WI Carl Ham, REI, 4080 N. 20<sup>th</sup> Ave., Wausau, WI 54401 Dee Zoellner, Wis. Dept. of Commerce





Transportation • Municipal • Site Development • GPS
Remediation • Environmental Assessments • Emergency Response • Safety

December 13, 2001

C.L. Russell Murphy Oil USA, Inc. P.O. Box 7000 El Dorado, AR 71731-7000

Subject: Monitoring Wells, Former Spur Site #2370 (Family Video Site), 820 8th Street South, Wisconsin

Rapids, WI

Dear Mr. Russell:

This letter serves as a follow-up to our telephone conversation with Sara Remus of DPRA. According to Sara Remus, we understand that Murphy Oil has agreed to accept REI's offer to assume ownership of selected monitoring wells that were part of DPRA's environmental investigation associated with the former Spur site #2370 (currently the Family Video Site), located down gradient of the Colonial Standard Service Station being investigated by REI. The Wisconsin Department of Natural Resources (WDNR) has requested that REI sample these selected wells as part of the remedial investigation at the Colonial Standard Service Station. The selected monitoring wells that REI will assume ownership are DPRA MW-1, DPRA MW-4, DPRA MW-6, and DPRA PZ-1. REI will take ownership of these wells on December 24, 2001. As of December 24, 2001, these monitoring wells will be used and maintained by REI until the Colonial Standard site receives closure. At that point, REI will have the responsibility for abandoning all of the wells according to Wisconsin Administrative Code NR 141. REI will notify Murphy Oil in writing when the wells have been abandoned. We understand the other monitoring wells and vapor ports at the former Spur site will be abandoned by DPRA within the first two (2) weeks of January 2002.

Please contact me at (715) 675-9784 at your earliest convenience if you have any questions about REI taking ownership and using these monitoring wells.

Sincerely,

REI

Kay delong Ray deLong, CHMM

Principal

cc: Ms. Kim Marth, c/o Colonial Standard, 4911 Rosemary Circle, Wisconsin Rapids, WI 54494

Mr. Tom Hvizdak, c/o Wisconsin Department of Natural Resources, 473 Griffith Avenue,

Wisconsin Rapids, WI 54494

Mr. Robert Wahlstrom, c/o DPRA Incorporated, 332 Minnesota Street, Suite E-1500,

St. Paul, MN 55101

Keith Hoogland Ltd., c/o Family Video Movie Club Inc., 820 Eighth Street, Wisconsin Rapids, WI 54494



### State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Scott McCallum, Governor
Darrell Bazzell, Secretary
Scott A. Humrickhouse, Regional Director

Wisconsin Rapids Service Center 473 Griffith Avenue Wisconsin Rapids, Wisconsin 54494 Telephone 715-421-7800 FAX 715-421-7830

March 11, 2002

FILE COPY

BRRTS #03-72-001029

Mr. C.L. Russell Murphy Oil USA, Inc. 200 Peach Street P.O. Box 7000 El Dorado, AR 71731-7000

Subject:

Final Case Closure By Closure Committee With Conditions Met,

Former Spur Station #2370

820 Eighth Street, Wisconsin Rapids, Wisconsin

Dear Mr. Russell:

On April 13, 2000, your site as described above was reviewed for closure by the Wisconsin Department of Natural Resources Westcentral Region Closure Committee. This committee reviews environmental remediation cases for compliance with state laws and standards to maintain consistency in the closure of these cases. On April 19, 2000, you were notified that the Closure Committee had granted conditional closure to this case.

On March 11, 2002, the Department received the final correspondence indicating that you have complied with all conditions of closure. The conditions for closure required by the West Central Region Closure Committee included filing a groundwater use restriction for residual groundwater contamination and abandonment of all monitoring wells used in the investigation and cleanup of this site. However, REI has submitted subsequent correspondence indicating that they will be assuming ownership of monitoring wells DPRA MW-1, DPRA MW-4, DPRA MW-6 and DPRA PZ-1 for the investigation at the Colonial Standard site (BRRTS #03-72-190720). Based on the correspondence and data provided, it appears that your case has been remediated to Department standards in accordance with s. NR 726.05, Wis. Adm. Code. The Department considers this case closed and no further investigation, remediation or other action is required at this time.

Your site will be listed on the DNR Remediation and Redevelopment GIS Registry of Closed Remediation Sites. Information that was submitted with your closure request application will be included on the registry. To review the sites on the GIS Registry web page, visit http://gomapout.dnr.state.wi.us/org/at/et/geo/gwur/index.htm

If this is a PECFA site, section 101.143, Wis. Stats., requires that PECFA claimants seeking reimbursement of interest costs, for sites with petroleum contamination, submit a final reimbursement claim within 120 days after they receive a closure letter on their site. For claims not received by the PECFA Program within 120 days of the date of this letter, interest costs after 60 days of the date of this letter will not be eligible for PECFA reimbursement.



March 11, 2002

BRRTS #03-72-001029

Mr. C.L. Russell - Murphy Oil USA, Inc.

Page 2

Please be aware that this case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code, if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety or welfare, or the environment.

The Department appreciates your efforts to restore the environment at this site. If you have any questions regarding this letter, please contact me at 715/421-7850.

Sincerely,

Tom Hvizdak

Hydrogeologist

J- VM

Bureau for Remediation & Redevelopment

c: Rob Heimbach, DPRA, E-1500 First National Bank Building, St. Paul, MN 55101-1314

